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UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NORTHEASTERN DIVISION

JONATHAN T. BEN-N-IS, by MARILYN
KNOWLES, next friend

v.

NO. 2:94-0070

SHIRLEY S. CHATER, Commissioner,
Social Security

ORDER

In accordance with the memorandum contemporaneously filed, it is ORDERED that the plaintiff's motion for summary judgment is granted, and the defendant's motion for summary judgment is denied. On remand, the defendant shall pay Bennis the benefits erroneously underpaid since Knowles' February 4, 1982, application. This case is dismissed.



L. CLURE MORTON
SENIOR UNITED STATES DISTRICT JUDGE

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This document was entered on
the docket in compliance with
Rule 58 and/or Rule 79(a)

FRCP, on 11/9/95 By [signature]